



2008 FEB 13 PM 4:30

IFW

Docket No.: 0147-0250P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Letters Patent of:
Thomas F. MEYER et al.

Application No.: 10/617,835

Confirmation No.: 8238

Filed: July 14, 2003

Art Unit: 1633

For: NUCLEIC ACID MOLECULES ENCODING
PROTEINS WHICH IMPACT THE ADHESION
OF NEISSERIA CELLS TO HUMAN CELLS

Examiner: S. Kaushal

**NOTIFICATION OF CORRECTION OF ENTITLEMENT
OF SMALL ENTITY STATUS UNDER 37 C.F.R. § 1.28(C)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RECEIVED

FEB 20 2008

Sir:

OFFICE OF PETITIONS

It is respectfully noted that the above-identified application does not qualify for small entity status under 37 C.F.R. 1.27(a). Small entity fees were erroneously paid in good faith. The Commissioner is requested to charge the below noted deficiencies to Deposit Account No. 02-2448. Accordingly, attached hereto is a Fee Transmittal listing the required deficiency payment. If Applicants have not calculated the deficiency correctly, the Commissioner is requested to charge the appropriate fees.

The deficient fees are listed below:

02/15/2008 DALLEN 00000002 022448 10617835

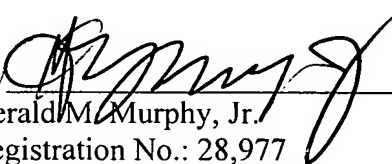
01 FC:1461 2560.00 DA

<u>Type of Fee</u>	<u>Amount Paid</u>	<u>Date Paid</u>	<u>Deficiency</u>
Basic Filing Fee	\$375.00	July 14, 2003	\$655.00 (including the Filing Fee, Search Fee, and Examination Fee)
Extension of Time (2 months)	\$225.00	February 13, 2006	\$235.00
Notice of Appeal	\$250.00	November 3, 2006	\$285.00
Extension of Time (3 months)	\$510.00	November 2, 2006	\$540.00
Extension of Time (4 months)	\$795.00	May 3, 2007	\$845.00
TOTAL DEFICIENCY \$2,560.00			

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies, to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37 C.F.R. § 116 or under 37 C.F.R. § 117; particularly, extension of time fees.

Dated: **FEB 12 2008**

Respectfully submitted,

By 
Gerald M. Murphy, Jr.
Registration No.: 28,977
BIRCH, STEWART, KOLASCH & BIRCH, LLP
8110 Gatehouse Road, Suite 100 East
P.O. Box 747
Falls Church, Virginia 22040-0747
(703) 205-8000
Attorney for Applicants



Effective on 12/08/2004. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818). FEE TRANSMITTAL For FY 2007		Complete if Known	
<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27		Application Number	10/617,835-Conf. #8238
TOTAL AMOUNT OF PAYMENT		Filing Date	July 14, 2003
(\$)		First Named Inventor	Thomas F. MEYER
2,560.00		Examiner Name	S. Kaushal
		Art Unit	1633
		Attorney Docket No.	0147-0250P

RECEIVED

FEB 20 2008

OFFICE OF PETITIONS

METHOD OF PAYMENT (check all that apply)	
<input type="checkbox"/> Check	<input type="checkbox"/> Credit Card
<input type="checkbox"/> Money Order	<input type="checkbox"/> None
<input type="checkbox"/> Other (please identify): _____	
<input checked="" type="checkbox"/> Deposit Account	Deposit Account Number: 02-2448
Deposit Account Name: Birch, Stewart, Kolasch & Birch,	
For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)	
<input checked="" type="checkbox"/> Charge fee(s) indicated below	<input type="checkbox"/> Charge fee(s) indicated below, except for the filing fee
<input type="checkbox"/> Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17	<input checked="" type="checkbox"/> Credit any overpayments

FEE CALCULATION							
1. BASIC FILING, SEARCH, AND EXAMINATION FEES							
	FILING FEES		SEARCH FEES		EXAMINATION FEES		
Application Type	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fees Paid (\$)
Utility	310	155	510	255	210	105	\$655.00**
Design	210	105	100	50	130	65	
Plant	210	105	310	155	160	80	
Reissue	310	155	510	255	620	310	
Provisional	210	105	0	0	0	0	
2. EXCESS CLAIM FEES							
							Small Entity Fee (\$)
Fee Description							Fee (\$)
Each claim over 20 (including Reissues)							50
Each independent claim over 3 (including Reissues)							200
Multiple dependent claims							360
Total Claims		Extra Claims	Fee (\$)	Fee Paid (\$)	Multiple Dependent Claims		
- 20 =		x	=		Fee (\$)		Fee Paid (\$)
HP = highest number of total claims paid for, if greater than 20.							
Indep. Claims		Extra Claims	Fee (\$)	Fee Paid (\$)			
- 3 =		x	=				
HP = highest number of independent claims paid for, if greater than 3.							
3. APPLICATION SIZE FEE							
If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).							
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof	Fee (\$)	Fee Paid (\$)			
- 100 =	/50 =	(round up to a whole number) x	=				
4. OTHER FEE(S)							
							Fees Paid (\$)
Non-English Specification, \$130 fee (no small entity discount)							
Other (e.g., late filing surcharge):							
1252 Extension for response within second month							235.00
1253 Extension for response within third month							540.00
1254 Extension for response within fourth month							845.00
1401 Notice of appeal							285.00

SUBMITTED BY			
Signature		Registration No. (Attorney/Agent)	28,977
Name (Print/Type)	Gerald M. Murphy, Jr.	Telephone	(703) 205-8000
		Date	FEB 12 2008

**Amount represents the difference between the Basic Small Entity Filing Fee paid on July 14, 2003 and Large Entity Filing Fees (including Basic Filing Fee, Search Fee and Examination Fee).